

## B5 (Official Form 5) (12/07)

<b>United States Bankruptcy Court</b>  <b>Southern District of California</b>		<b>INVOLUNTARY PETITION</b>	
IN RE (Name of Debtor – If Individual: Last, First, Middle) <b>TESLA GRAY</b>		ALL OTHER NAMES used by debtor in the last 8 years (Include married, maiden, and trade names.)	
Last four digits of Social-Security or other Individual's Tax-I.D. No./Complete EIN (If more than one, state all.): <b>6731</b>			
STREET ADDRESS OF DEBTOR (No. and street, city, state, and zip code) <b>1839 South Coast Highway</b> <b>Oceanside, CA 92054</b>		MAILING ADDRESS OF DEBTOR (If different from street address)  <b>POB 538, Fallbrook, CA 92088</b>	
COUNTY OF RESIDENCE OR PRINCIPAL PLACE OF BUSINESS <b>SAN DIEGO</b>		ZIP CODE <b>92054</b>	
LOCATION OF PRINCIPAL ASSETS OF BUSINESS DEBTOR (If different from previously listed addresses)		ZIP CODE <b>92088</b>	
CHAPTER OF BANKRUPTCY CODE UNDER WHICH PETITION IS FILED  <input type="checkbox"/> Chapter 7 <input checked="" type="checkbox"/> Chapter 11			
<b>INFORMATION REGARDING DEBTOR (Check applicable boxes)</b>			
<b>Nature of Debts</b> (Check one box.)  Petitioners believe:  <input type="checkbox"/> Debts are primarily consumer debts <input checked="" type="checkbox"/> Debts are primarily business debts	<b>Type of Debtor</b> (Form of Organization)  <input checked="" type="checkbox"/> Individual (Includes Joint Debtor) <input type="checkbox"/> Corporation (Includes LLC and LLP) <input type="checkbox"/> Partnership <input type="checkbox"/> Other (If debtor is not one of the above entities, check this box and state type of entity below.)	<b>Nature of Business</b> (Check one box.)  <input type="checkbox"/> Health Care Business <input type="checkbox"/> Single Asset Real Estate as defined in 11 U.S.C. § 101(51)(B) <input type="checkbox"/> Railroad <input type="checkbox"/> Stockbroker <input type="checkbox"/> Commodity Broker <input type="checkbox"/> Clearing Bank <input checked="" type="checkbox"/> Other	
<b>VENUE</b>  <input checked="" type="checkbox"/> Debtor has been domiciled or has had a residence, principal place of business, or principal assets in the District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District.  <input type="checkbox"/> A bankruptcy case concerning debtor's affiliate, general partner or partnership is pending in this District.		<b>FILING FEE (Check one box)</b>  <input checked="" type="checkbox"/> Full Filing Fee attached  <input type="checkbox"/> Petitioner is a child support creditor or its representative, and the form specified in § 304(g) of the Bankruptcy Reform Act of 1994 is attached. <i>[If a child support creditor or its representative is a petitioner, and if the                  petitioner files the form specified in § 304(g) of the Bankruptcy Reform Act of                  1994, no fee is required.]</i>	
<b>PENDING BANKRUPTCY CASE FILED BY OR AGAINST ANY PARTNER OR AFFILIATE OF THIS DEBTOR (Report information for any additional cases on attached sheets.)</b>			
Name of Debtor	Case Number	Date	
Relationship	District	Judge	
<b>ALLEGATIONS</b> (Check applicable boxes)		<b>Case # : 08-10793-BAF ONLY</b> <b>Debtor.: TESLA GRAY</b> <b>Judge.: LOUISE ADLER</b> <b>Chapter: 11</b>  <hr/> <b>Filed : October 28, 2008 16:00:37</b> <b>Deputy : ACROSBY</b> <b>Receipt: 200629</b> <b>Amount : \$1,039.00</b> <hr/> <b>RELIEF ORDERED</b> <b>Clerk, U.S. Bankruptcy Court</b> <b>Southern District Of California</b>	
1. <input type="checkbox"/> Petitioner (s) are eligible to file this petition pursuant to 11 U.S.C. § 303 (b). 2. <input type="checkbox"/> The debtor is a person against whom an order for relief may be entered under title 11 of the United States Code. 3.a. <input type="checkbox"/> The debtor is generally not paying such debtor's debts as they become due, unless such debts are the subject of a bona fide dispute as to liability or amount; <div style="text-align: center;">or</div> b. <input type="checkbox"/> Within 120 days preceding the filing of this petition, a custodian, other than a trustee receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.			

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Name of Debtor TESLA GRAP

Case No. \_\_\_\_\_

## TRANSFER OF CLAIM

☐ Check this box if there has been a transfer of any claim against the debtor by or to any petitioner. Attach all documents that evidence the transfer and any statements that are required under Bankruptcy Rule 1003(a).

## REQUEST FOR RELIEF

Petitioner(s) request that an order for relief be entered against the debtor under the chapter of title 11, United States Code, specified in this petition. If any petitioner is a foreign representative appointed in a foreign proceeding, a certified copy of the order of the court granting recognition is attached.

Petitioner(s) declare under penalty of perjury that the foregoing is true and correct according to the best of their knowledge, information, and belief.

x

Signature of Petitioner or Representative (State title)

John Montgomery

10/21/08

Name of Petitioner

Date Signed

Name &amp; Mailing

Address of Individual

Signing in Representative

Capacity

x

Signature of Attorney

Date

Name of Attorney Firm (If any)

Address

Telephone No.

x

Signature of Petitioner or Representative (State title)

Nancy L. Montgomery

10/21/08

Name of Petitioner

Date Signed

Name &amp; Mailing

Address of Individual

Signing in Representative

Capacity

x

Signature of Attorney

Date

Name of Attorney Firm (If any)

Address

Telephone No.

x

Signature of Petitioner or Representative (State title)

Name of Petitioner

Date Signed

Name &amp; Mailing

Address of Individual

Signing in Representative

Capacity

x

Signature of Attorney

Date

Name of Attorney Firm (If any)

Address

Telephone No.

## PETITIONING CREDITORS

Name and Address of Petitioner	Nature of Claim	Amount of Claim
John Montgomery 8000 Wishingwell Rd, Las Vegas, NV 89123	Promissory Note	\$204,000

Name and Address of Petitioner	Nature of Claim	Amount of Claim
Nancy L. Montgomery 8000 Wishingwell Rd, Las Vegas, NV 89123	Promissory Note	\$204,000

Name and Address of Petitioner	Nature of Claim	Amount of Claim

Note: If there are more than three petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's signature under the statement and the name of attorney and petitioning creditor information in the format above.

Total Amount of Petitioners' Claims 204,000

\_\_\_\_ continuation sheets attached